

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON
COUNTIES OF UMATILLA AND UNION

CERTIFICATE OF WATER RIGHT (HB - 2153)

THIS CERTIFICATE ISSUED TO

U.S. WALLOWA WHITMAN NATIONAL FOREST
PO BOX 907
BAKER CITY, OR 97814

confirms the right to store the waters of SPRINGS AND RUNOFF, TRIBUTARIES OF FIVE POINTS CREEK, ROCK SPRING CREEK, LITTLE BEAVER CREEK AND WINTER CANYON CREEK IN TEN PONDS for LIVESTOCK, WILDLIFE, FIRE PROTECTION AND ROAD CONSTRUCTION.

The right to store and use these waters was perfected under Reservoir Application R-79661. The date of priority is January 1, 1993. The amount of water entitled to be stored and used each year under this right is not more than 0.865 ACRE-FOOT, BEING 0.05 AF IN B S POND, 0.041 AF IN THIMBLE POND, 0.08 AF IN DRY POND, 0.15 AF IN MCCLURE POND, 0.2 AF IN RAILROAD GRADE POND, 0.25 AF IN ALEXANDER POND, 0.04 AF IN ROCK SPRING POND, 0.03 AF IN TRIANGLE POND, 0.01 AF IN SADDLE CAMP SPRING POND, AND 0.014 AF IN PENNY SPRING POND.

Located as follows:

NE 1/4 SW 1/4 SECTION	16,	TOWNSHIP	2	SOUTH,	RANGE 37	EAST, WM.
SE 1/4 NE 1/4 SECTION	4,	TOWNSHIP	2	SOUTH,	RANGE 37	EAST, WM.
NW 1/4 NE 1/4 SECTION	10,	TOWNSHIP	2	SOUTH,	RANGE 37	EAST, WM.
NE 1/4 SW 1/4 SECTION	10,	TOWNSHIP	2	SOUTH,	RANGE 37	EAST, WM.
NE 1/4 SW 1/4 SECTION	1,	TOWNSHIP	2	SOUTH,	RANGE 36	EAST, WM.
NE 1/4 NW 1/4 SECTION	18,	TOWNSHIP	2	SOUTH,	RANGE 37	EAST, WM.
SW 1/4 SE 1/4 SECTION	32,	TOWNSHIP	1	SOUTH,	RANGE 37	EAST, WM.
SW 1/4 NE 1/4 SECTION	26,	TOWNSHIP	3	SOUTH,	RANGE 34	EAST, WM.
NE 1/4 SE 1/4 SECTION	31,	TOWNSHIP	4	SOUTH,	RANGE 36	EAST, WM.
SE 1/4 NE 1/4 SECTION	24,	TOWNSHIP	4	SOUTH,	RANGE 35	EAST, WM.

R-79661.LHN

CERTIFICATE NUMBER 81373

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, with a minimum diameter of 8", or the provision of other means to evacuate water when determined necessary for public safety or to satisfy prior downstream rights as determined by the Water Resources Director.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE COUNTIES, QUANTITIES OF WATER, LOCATION OF PONDS, AND SUPERSEDES CERTIFICATE 71507.

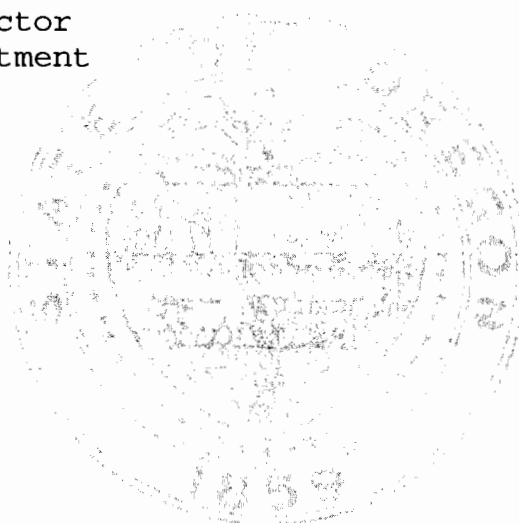
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use listed above.

Issued MAY 26, 2005.



Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81373.

R-79661.LHN